

House Amendment 1638

PAG LIN

1 1 Amend Senate File 381, as passed by the Senate, as
1 2 follows:
1 3 #1. Page 1, by inserting before line 1 the
1 4 following:
1 5 <Section 1. Section 46.3, Code 2007, is amended to
1 6 read as follows:
1 7 46.3 APPOINTMENT OF DISTRICT JUDICIAL NOMINATING
1 8 COMMISSIONERS.
1 9 1. The governor shall appoint five eligible
1 10 electors of each judicial election district to the
1 11 district judicial nominating commission.
1 12 2. ~~Appointments~~ The appointments made by the
1 13 governor shall be to staggered terms of six years each
1 14 and shall be made in the month of January for terms
1 15 commencing February 1 of even-numbered years.
1 16 3. ~~No more than a~~ A simple majority of the
1 17 commissioners appointed by the governor shall be of
1 18 the same gender.
1 19 4. ~~Beginning with terms commencing February 1,~~
1 20 ~~2008, there shall not be more than one appointed~~
1 21 ~~commissioner from a county within a judicial election~~
1 22 ~~district unless each county within the judicial~~
1 23 ~~election district has an appointed commissioner and~~
1 24 ~~the number of appointed commissioners exceeds the~~
1 25 ~~number of counties within the judicial election~~
1 26 ~~district. This subsection shall not be used to remove~~
1 27 ~~an appointed commissioner from office prior to the~~
1 28 ~~expiration of the commissioner's term.~~
1 29 Sec. 2. Section 46.4, Code 2007, is amended to
1 30 read as follows:
1 31 46.4 ELECTION OF DISTRICT JUDICIAL NOMINATING
1 32 COMMISSIONERS.
1 33 1. The resident members of the bar of each
1 34 judicial election district shall elect five eligible
1 35 electors of the district to the district judicial
1 36 nominating commission. Commissioners shall be elected
1 37 to staggered terms of six years each. The elections
1 38 shall be held in the month of January for terms
1 39 commencing February 1 of even-numbered years.
1 40 2. For terms commencing February 1, 1988, and
1 41 every six years thereafter, one elected commissioner
1 42 in each district shall be a woman and one shall be a
1 43 man. For terms commencing February 1, 1990, and every
1 44 six years thereafter, one elected commissioner in each
1 45 district shall be a woman and one shall be a man. For
1 46 the term commencing February 1, 1992, in the
1 47 odd-numbered districts the elected commissioner shall
1 48 be a woman and in the even-numbered districts the
1 49 elected commissioner shall be a man. For the terms
1 50 commencing every six years thereafter, the districts
2 1 shall alternate between women and men elected
2 2 commissioners.
2 3 3. ~~Beginning with the terms commencing February 1,~~
2 4 ~~2008, there shall not be more than one commissioner~~
2 5 ~~from a county within a judicial election district~~
2 6 ~~unless each county within the judicial election~~
2 7 ~~district has an elected commissioner and the number of~~
2 8 ~~elected commissioners exceeds the number of counties~~
2 9 ~~within the judicial election district. This~~
2 10 ~~subsection shall not be used to remove an elected~~
2 11 ~~commissioner from office prior to the expiration of~~
2 12 ~~the commissioner's term.~~>
2 13 #2. Title page, line 4, by inserting after the
2 14 word <magistrates,> the following: <district judicial
2 15 nominating commissioners,>.
2 16 #3. By renumbering as necessary.
2 17
2 18
2 19
2 20 KAUFMANN of Cedar
2 21
2 22
2 23
2 24 SCHUELLER of Jackson

2 25 SF 381.701 82
2 26 jm/gg/8584